

DWIGHT GIBSON,)
)
Plaintiff,)
)
vs.) Case No. 4:10-CV-00901-NKL
)
MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
)
Defendant.)

Pending before the Court is Defendant's Motion to Reverse and Remand pursuant to sentence four of 42 U.S.C. § 405(g) [Doc. #12]. Defendant requests the remand so that the ALJ may properly evaluate the severity of Plaintiff's mental impairment. [Doc. # 12, at 1]. Plaintiff opposes the motion, arguing that the existing evidence supports outright reversal and that remanding this case would further delay a claim that has been pending since 2006. Additionally, Plaintiff states that he is now sixty-four years old and has been receiving early retirement benefits since age sixty-two. [Doc. # 13, at 1].

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reverses the decision of the ALJ and remands this case to the Commissioner under sentence four of 42 U.S.C. § 405(g).

s/ Nanette K. Laughrey
NANETTE K. LAUGHREY
United States District Judge

Dated: May 12, 2011
Kansas City, Missouri